



PTO/SB/21 (09-04)  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

|                        |                            |
|------------------------|----------------------------|
| Application Number     | 10/016,244                 |
| Filing Date            | October 30, 2001           |
| First Named Inventor   | Guillermo J. Tearney       |
| Art Unit               | 3737                       |
| Examiner Name          | Ruth S. Smith              |
| Attorney Docket Number | 186599/US/2 - 475387-00153 |

### ENCLOSURES (Check all that apply)

|   |  |  |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>PTO-1449 form and Return Receipt Postcard |
| <div>Remarks</div>  |  |  |

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |                          |          |                 |
|--------------|--------------------------|----------|-----------------|
| Firm Name    | Dorsey & Whitney, L.L.P. |          |                 |
| Signature    |                          |          |                 |
| Printed name | Gary Abelev, Esq.        |          |                 |
| Date         | February 13, 2006        | Reg. No. | Reg. No. 40,479 |

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

|                       |                   |      |                   |
|-----------------------|-------------------|------|-------------------|
| Signature             |                   |      |                   |
| Typed or printed name | Gary Abelev, Esq. | Date | February 13, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Effective on 12/08/04

## Complete if Known

|                     |                            |
|---------------------|----------------------------|
| Application No.     | 10/016,244                 |
| Filing Date         | October 30, 2001           |
| First Inventor      | Guillermo J. Tearney       |
| Group Art Unit      | 3737                       |
| Examiner Name       | Ruth S. Smith              |
| Atty. Docket Number | 186599/US/2 - 475387-00153 |

# **FEE TRANSMITTAL SHEET** **(FY 2005)**

FEB 16 2006

☒ Applicant claims small entity status (see 37 C.F.R. 1.27)

## METHOD OF PAYMENT (Check One)

☒ Check ☐ Credit Card ☐ Money Order☒ Deposit Account No.: 50-2054

Deposit Account Name: DORSEY &amp; WHITNEY LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge any additional fees or underpayments of fee(s) under 37 C.F.R. 1.16 and 1.17☒ Credit any overpayments☐ Other (please identify):

## Extra Claim Fees

| Current Claims                 | Prior | Extra | Fee  | Fee Paid  |
|--------------------------------|-------|-------|------|-----------|
| Total                          | -     | =     | x \$ | = \$      |
| Ind.                           | -     | =     | x \$ | = \$      |
| Multiple Dependent Claims      | -     | =     | x \$ | = \$      |
| <b>Subtotal (Extra Claims)</b> |       |       |      | <b>\$</b> |

## Petition Fee Under 37 CFR 1.17(f), (g), &amp; (h)

Enclosed is a Petition filed under 37 CFR as indicated below:

- ☐ Petition Fee under 37 CFR 1.17(f) **Fee \$400**
- § 1.53(e) to accord a filing date.
- § 1.57(a) to accord a filing date.
- § 1.182 for decision on a question not provided for.
- § 1.183 to suspend the rules.
- § 1.378(e) for reconsideration of decision on petition refusing delayed payment of maintenance fee in expired patent.
- § 1.174(b) to accord a filing date to an application under § 1.740 for extension of patent term.
- ☐ Petition Fee under 37 CFR 1.17(g) **Fee \$200**
- § 1.12 for access to an assignment record.
- § 1.14 for access to an application.
- § 1.47 for filing by other than all inventors or person not the inventor.
- § 1.59 for expungement of information.
- § 1.103(a) to suspend action in an application.
- § 1.136(b) for review of a request for ext. of time when § 1.136(a) not avail.
- § 1.295 for review of refusal to publish a statutory invention registration.
- § 1.296 to withdraw a req. for pub. after notice of intent to publish issued.
- § 1.377 for review of decision refusing to accept a maintenance fee filed prior to expiration of a patent.
- § 1.550(c) for request for ext. of time in *ex parte* reexam. proceedings.
- § 1.956 for request for ext. of time in *ex parte* reexam. proceedings.
- § 5.12 for expedited handling of foreign filing license.
- § 5.15 for changing the scope of a license.
- § 1.5.25 for retroactive license.
- ☐ Petition Fee under 37 CFR 1.17(h) **Fee \$130**
- § 1.19(g) to request documents in a form other than provided in this part.
- § 1.84 for accepting color drawings or photographs.
- § 1.91 for entry of a model or exhibit.
- § 1.102(d) to make an application special.
- § 1.138(c) to expressly abandon an application to avoid publication.
- § 1.313 to withdraw an application from issue.
- § 1.314 to defer issuance of a patent.

## FEE CALCULATION (Continued)

## 3. ADDITIONAL FEES

| Large Entity Fee    | Small Entity Fee | Fee Description  | Fee paid |
|---------------------|------------------|--|----------|
| 50                  | 25               | Surcharge - late provisional filing fee or cover sheet                     |          |
| 130                 | 65               | Surcharge - Late nonprovisional filing fee or oath                         |          |
| 180                 | 180              | Submission of IDS  | 180      |
| 40                  | 40               | Recording each patent assignment per property (times number of properties) |          |
| 120                 | 60               | Extension for reply within first month                                     |          |
| 450                 | 225              | Extension for reply within second month                                    |          |
| 1,020               | 510              | Extension for reply within third month                                     |          |
| 1,590               | 795              | Extension for reply within fourth month                                    |          |
| 2,160               | 1,080            | Extension for reply within fifth month                                     |          |
| 790                 | 395              | Submission After Final 1.129   |          |
| 500                 | 250              | Notice of Appeal   |          |
| 500                 | 250              | Filing a brief in support of an appeal                                     |          |
| 1,000               | 500              | Request for oral hearing   |          |
| 130                 | 65               | Terminal Disclaimer Fee  |          |
| 800                 | 400              | Design Issue Fee   |          |
| 790                 | 395              | Request for Continued Examination (RCE)                                    |          |
| 130                 |                  | Request for voluntary publication or republication                         |          |
| 500                 | 250              | Petition to Revoke - unavoidable   |          |
| 1,500               | 750              | Petition to Revoke - unintentional   |          |
| 200                 |                  | Filing for patent term adjustment  |          |
| 400                 |                  | Request for reinstatement of term reduced                                  |          |
| 1,120               |                  | Extension of term of patent  |          |
| OTHER FEE (specify) |                  |  |          |

Subtotal (Additional Fees)

Total Amount of Payment: \$ 180

Submitted by:

CUSTOMER NUMBER  
30873

DORSEY &amp; WHITNEY LLP

250 Park Avenue  
New York, NY 10177

Name: Gary Abelev, Esq.

Phone No.: 212-415-9371

Fax No.: 212-953-7201

Signature:

Reg. No.: 40,479

Date: February 13, 2006



186599/US/2 - 475387-00153 PATENT


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : Guillermo J. Tearney et al.  
Serial No. : 10/016,244  
Filed : October 30, 2001  
Entitled : OPTICAL METHODS AND SYSTEMS FOR TISSUE ANALYSIS  
Group Art Unit : 3737  
Examiner : Ruth S. Smith

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97(c)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

I hereby certify that this document is being sent via First Class U. S. mail addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this day of February 13, 2006.

  
(Signature)

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(i), applicant brings to the attention of the Examiner the documents listed on the attached Form PTO 1449, and respectfully request that the listed documents be considered by the Examiner and made of record in the above-captioned application. Copies of the United States patent references listed on the Form PTO-1449 are not enclosed, but the PCT/foreign/non-patent references are enclosed.

If the Examiner applies the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of the documents.

02/16/2006 HDESTA1 00000022 10016244

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180.00 OP

If the Examiner applies the documents as prior art against any claim in the application and applicant determine that the cited documents do not constitute “prior art” under United States law, applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of the documents.

The requisite fee of \$180.00 pursuant to these sections and 37 C.F.R. § 1.17(p) is enclosed herewith, since the Patent Office has issued an Office Action on the merits, but before the Final Office Action or Notice of Allowance. The Commissioner is hereby further authorized to charge any deficiencies and credit any over payments for the submission of this Information Disclosure Statement to the Dorsey & Whitney’s Deposit Account 50-2054.

Respectfully submitted,

**DORSEY & WHITNEY, LLP**



Gary Abelev  
PTO Reg. No. 40,479  
Attorneys for Applicants  
(212) 415-9371

Form PTO-1449 U.S. Department of Commerce  
(REV. 2-82) Patent and Trademark Office

Atty. Docket No.

Serial No.  
10/016,244

186599/US/2 - 475387-  
00153

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)

Applicant(s)

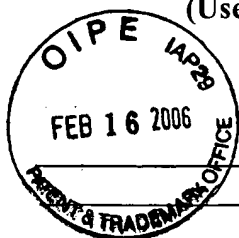
Guillermo J. Tearney et al.

Filing Date

October 30, 2001

Group

3737



## U.S. PATENT DOCUMENTS

| *Exam.<br>Init. | Document No. |   |   |   |   |   |   |  | Date               | Name            | Class | Subclass | Filing Date<br>if Appropriate |
|-----------------|--------------|---|---|---|---|---|---|--|--------------------|-----------------|-------|----------|-------------------------------|
|                 | 2            | 3 | 3 | 9 | 7 | 5 | 4 |  | January 25, 1944   | P.H. Brace      |       |          |                               |
|                 | 4            | 6 | 0 | 1 | 0 | 3 | 6 |  | July 15, 1986      | Faxvog et al    |       |          |                               |
|                 | 4            | 6 | 3 | 1 | 4 | 9 | 8 |  | December 23, 1986  | Cutler          |       |          |                               |
|                 | 4            | 8 | 6 | 8 | 8 | 3 | 4 |  | September 19, 1989 | Fox et al       |       |          |                               |
|                 | 4            | 9 | 2 | 5 | 3 | 0 | 2 |  | May 15, 1990       | Cutler          |       |          |                               |
|                 | 4            | 9 | 6 | 5 | 4 | 4 | 1 |  | October 23, 1990   | Picard          |       |          |                               |
|                 | 4            | 9 | 9 | 3 | 8 | 3 | 4 |  | February 19, 1991  | Carlhoff et al  |       |          |                               |
|                 | 5            | 0 | 4 | 0 | 8 | 8 | 9 |  | August 20, 1991    | Keane           |       |          |                               |
|                 | 5            | 0 | 4 | 6 | 5 | 0 | 1 |  | September 10, 1991 | Crilly          |       |          |                               |
|                 | 5            | 1 | 2 | 0 | 9 | 5 | 3 |  | June 9, 1992       | Harris          |       |          |                               |
|                 | 5            | 1 | 9 | 7 | 4 | 7 | 0 |  | March 30, 1993     | Helfer et al    |       |          |                               |
|                 | 5            | 2 | 9 | 3 | 8 | 7 | 2 |  | March 15, 1994     | Alfano et al    |       |          |                               |
|                 | 5            | 3 | 1 | 7 | 3 | 8 | 9 |  | May 31, 1994       | Hochberg et al  |       |          |                               |
|                 | 5            | 3 | 2 | 1 | 5 | 0 | 1 |  | June 14, 1994      | Swanson et al   |       |          |                               |
|                 | 5            | 3 | 5 | 3 | 7 | 9 | 0 |  | October 11, 1994   | Jacques et al   |       |          |                               |
|                 | 5            | 3 | 8 | 3 | 4 | 6 | 7 |  | January 24, 1995   | Auer et al      |       |          |                               |
|                 | 5            | 4 | 1 | 9 | 3 | 2 | 3 |  | May 30, 1995       | Kittrell et al  |       |          |                               |
|                 | 5            | 4 | 3 | 9 | 0 | 0 | 0 |  | August 8, 1995     | Gunderson et al |       |          |                               |
|                 | 5            | 4 | 4 | 1 | 0 | 5 | 3 |  | August 15, 1995    | Lodder et al    |       |          |                               |
|                 | 5            | 4 | 5 | 9 | 5 | 7 | 0 |  | October 17, 1995   | Swanson et al   |       |          |                               |
|                 | 5            | 4 | 6 | 5 | 1 | 4 | 7 |  | November 7, 1995   | Swanson         |       |          |                               |
|                 | 5            | 4 | 8 | 6 | 7 | 0 | 1 |  | January 23, 1996   | Norton et al    |       |          |                               |
|                 | 5            | 4 | 9 | 1 | 5 | 5 | 2 |  | February 13, 1996  | Kittrell        |       |          |                               |
|                 | 5            | 5 | 6 | 2 | 1 | 0 | 0 |  | October 8, 1996    | Kittrell et al  |       |          |                               |

Examiner

Date Considered

\* Examiner: Initial citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. Department of Commerce  
(REV. 2-82) Patent and Trademark Office

Atty. Docket No.

Serial No.  
10/016,244

186599/US/2 - 475387-  
00153

**INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT**

(Use several sheets if necessary)

Applicant(s)

Guillermo J. Tearney et al.

Filing Date

October 30, 2001

Group

3737

|  |  |   |   |   |   |   |   |   |                    |                        |  |  |  |
|--|--|---|---|---|---|---|---|---|--------------------|------------------------|--|--|--|
|  |  | 5 | 5 | 8 | 3 | 3 | 4 | 2 | December 10, 1996  | Koji Ichie             |  |  |  |
|  |  | 5 | 5 | 9 | 0 | 6 | 6 | 0 | January 7, 1997    | MacAulay et al         |  |  |  |
|  |  | 5 | 6 | 0 | 1 | 0 | 8 | 7 | February 11, 1997  | Richards-Kortum et al  |  |  |  |
|  |  | 5 | 6 | 9 | 7 | 3 | 7 | 3 | December 16, 1997  | Gunderson et al        |  |  |  |
|  |  | 5 | 7 | 1 | 9 | 3 | 9 | 9 | February 17, 1998  | Alfano et al           |  |  |  |
|  |  | 5 | 7 | 4 | 8 | 5 | 9 | 8 | May 5, 1998        | Swanson et al          |  |  |  |
|  |  | 5 | 7 | 8 | 4 | 3 | 5 | 2 | July 21, 1998      | Swanson et al.         |  |  |  |
|  |  | 5 | 7 | 9 | 5 | 2 | 9 | 5 | August 18, 1998    | Hellmuth et al         |  |  |  |
|  |  | 5 | 8 | 0 | 3 | 0 | 8 | 2 | September 8, 1998  | Stapleton et al        |  |  |  |
|  |  | 5 | 8 | 4 | 0 | 0 | 2 | 3 | November 24, 1998  | Oraevsky et al         |  |  |  |
|  |  | 5 | 8 | 4 | 2 | 9 | 9 | 5 | December 1, 1998   | Mahadevan-Jansen et al |  |  |  |
|  |  | 5 | 8 | 6 | 5 | 7 | 5 | 4 | February 2, 1999   | Sevick-Muraca et al    |  |  |  |
|  |  | 5 | 8 | 7 | 1 | 4 | 4 | 9 | February 16, 1999  | David Lloyd Brown      |  |  |  |
|  |  | 5 | 9 | 2 | 1 | 9 | 2 | 6 | July 13, 1999      | Rolland et al          |  |  |  |
|  |  | 5 | 9 | 5 | 6 | 3 | 5 | 5 | September 21, 1999 | Swanson et al          |  |  |  |
|  |  | 5 | 9 | 6 | 8 | 0 | 6 | 4 | October 19, 1999   | Selmon et al           |  |  |  |
|  |  | 5 | 9 | 8 | 7 | 3 | 4 | 6 | November 16, 1999  | Benaron et al          |  |  |  |
|  |  | 5 | 9 | 9 | 4 | 6 | 9 | 0 | November 30, 1999  | Kulkarni et al         |  |  |  |
|  |  | 6 | 0 | 0 | 2 | 4 | 8 | 0 | December 14, 1999  | Izatt et al            |  |  |  |
|  |  | 6 | 0 | 0 | 6 | 1 | 2 | 8 | December 21, 1999  | Izatt et al            |  |  |  |
|  |  | 6 | 0 | 1 | 0 | 4 | 4 | 9 | January 4, 2000    | Selmon et al           |  |  |  |
|  |  | 6 | 0 | 3 | 3 | 7 | 2 | 1 | March 7, 2000      | Nikos Nassuphis        |  |  |  |
|  |  | 6 | 0 | 4 | 4 | 2 | 8 | 8 | March 28, 2000     | Wake et al             |  |  |  |
|  |  | 6 | 0 | 4 | 8 | 7 | 4 | 2 | April 11, 2000     | Weyburne et al         |  |  |  |
|  |  | 6 | 0 | 6 | 9 | 6 | 9 | 8 | May 30, 2000       | Ozawa et al            |  |  |  |
|  |  | 6 | 0 | 9 | 1 | 9 | 8 | 4 | July 18, 2000      | Perelman et al         |  |  |  |
|  |  | 6 | 1 | 1 | 1 | 6 | 4 | 5 | August 29, 2000    | Tearney et al          |  |  |  |

Examiner

Date Considered

\* Examiner: Initial citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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|  |  |   |   |   |   |   |   |   |                    |                            |  |  |  |
|--|--|---|---|---|---|---|---|---|--------------------|----------------------------|--|--|--|
|  |  | 6 | 1 | 1 | 7 | 1 | 2 | 8 | September 12, 2000 | Kenton W. Gregory          |  |  |  |
|  |  | 6 | 1 | 2 | 0 | 5 | 1 | 6 | September 19, 2000 | Selmon et al               |  |  |  |
|  |  | 6 | 1 | 3 | 4 | 0 | 0 | 3 | October 17, 2000   | Tearney et al              |  |  |  |
|  |  | 6 | 1 | 4 | 1 | 5 | 7 | 7 | October 31, 2000   | Rolland et al              |  |  |  |
|  |  | 6 | 1 | 5 | 1 | 5 | 2 | 2 | November 21, 2000  | Alfano et al               |  |  |  |
|  |  | 6 | 1 | 5 | 9 | 4 | 4 | 5 | December 12, 2000  | Klaveness et al            |  |  |  |
|  |  | 6 | 1 | 6 | 0 | 8 | 2 | 6 | December 12, 2000  | Swanson et al              |  |  |  |
|  |  | 6 | 1 | 6 | 1 | 0 | 3 | 1 | December 12, 2000  | Hochmann et al             |  |  |  |
|  |  | 6 | 1 | 7 | 5 | 6 | 6 | 9 | January 16, 2001   | Colston et al              |  |  |  |
|  |  | 6 | 1 | 8 | 5 | 2 | 7 | 1 | February 6, 2001   | Richard Estyn<br>Kinsinger |  |  |  |
|  |  | 6 | 1 | 9 | 1 | 8 | 6 | 2 | February 20, 2001  | Swanson et al              |  |  |  |
|  |  | 6 | 2 | 0 | 1 | 9 | 8 | 9 | March 13, 2001     | Whitehead et al.           |  |  |  |
|  |  | 6 | 2 | 0 | 8 | 8 | 8 | 7 | March 27, 2001     | Richard H. Clarke          |  |  |  |
|  |  | 6 | 2 | 8 | 2 | 0 | 1 | 1 | August 28, 2001    | Tearney et al              |  |  |  |
|  |  | 6 | 3 | 4 | 1 | 0 | 3 | 6 | January 22, 2002   | Tearney et al              |  |  |  |
|  |  | 6 | 3 | 7 | 7 | 3 | 4 | 9 | April 23, 2002     | Adolf Friedrich<br>Fercher |  |  |  |
|  |  | 6 | 4 | 2 | 1 | 1 | 6 | 4 | July 16, 2002      | Tearney et al              |  |  |  |
|  |  | 6 | 4 | 8 | 5 | 4 | 1 | 3 | November 26, 2002  | Boppart et al              |  |  |  |
|  |  | 6 | 4 | 8 | 5 | 4 | 8 | 2 | November 26, 2002  | W. Martin Belef            |  |  |  |
|  |  | 6 | 5 | 0 | 1 | 5 | 5 | 1 | December 31, 2002  | Tearney et al              |  |  |  |
|  |  | 6 | 5 | 5 | 2 | 7 | 9 | 6 | April 22, 2003     | Magnin et al               |  |  |  |
|  |  | 6 | 5 | 6 | 4 | 0 | 8 | 7 | May 13, 2003       | Pitris et al               |  |  |  |
|  |  | 6 | 6 | 2 | 2 | 7 | 3 | 2 | September 23, 2003 | Brent R. Constantz         |  |  |  |
|  |  | 6 | 6 | 8 | 5 | 8 | 8 | 5 | February 3, 2004   | Nolte et al.               |  |  |  |
|  |  | 6 | 6 | 8 | 7 | 0 | 0 | 7 | February 3, 2004   | Meigs                      |  |  |  |
|  |  | 6 | 8 | 0 | 6 | 9 | 6 | 3 | October 19, 2004   | Wälti et al.               |  |  |  |

Examiner

Date Considered

\* Examiner: Initial citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. Department of Commerce  
(REV. 2-82) Patent and Trademark Office

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Serial No.  
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Applicant(s)  
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|  |      |   |   |   |   |   |   |   |                    |                     |  |  |  |
|--|------|---|---|---|---|---|---|---|--------------------|---------------------|--|--|--|
|  | 2002 | 0 | 1 | 6 | 1 | 3 | 5 | 7 | October 31, 2002   | Rox et al.          |  |  |  |
|  | 2002 | 0 | 1 | 6 | 3 | 6 | 2 | 2 | November 7, 2002   | Magnin et al.       |  |  |  |
|  | 2003 | 0 | 0 | 2 | 3 | 1 | 5 | 3 | January 30, 2003   | Izatt et al.        |  |  |  |
|  | 2003 | 0 | 2 | 3 | 6 | 4 | 4 | 3 | December 25, 2003  | Cespedes et al.     |  |  |  |
|  | 2003 | 0 | 0 | 2 | 6 | 7 | 3 | 5 | February 6, 2003   | Nolte et al.        |  |  |  |
|  | 2004 | 0 | 1 | 6 | 6 | 5 | 9 | 3 | August 26, 2004    | Nolte et al.        |  |  |  |
|  |      | 5 | 7 | 1 | 0 | 6 | 3 | 0 | January 20, 1998   | Essenpreis et al.   |  |  |  |
|  |      | 5 | 8 | 0 | 7 | 2 | 6 | 1 | September 15, 1998 | Benaron et al.      |  |  |  |
|  |      | 5 | 9 | 5 | 1 | 4 | 8 | 2 | September 14, 1999 | Winston et al.      |  |  |  |
|  |      | 5 | 9 | 8 | 3 | 1 | 2 | 5 | November 9, 1999   | Alfano et al.       |  |  |  |
|  |      | 6 | 1 | 3 | 4 | 0 | 1 | 0 | October 17, 2000   | Zavislan            |  |  |  |
|  |      | 6 | 1 | 9 | 3 | 6 | 7 | 6 | February 27, 2001  | Winston et al.      |  |  |  |
|  |      | 6 | 3 | 0 | 8 | 0 | 9 | 2 | October 23, 2001   | Hoyns               |  |  |  |
|  |      | 6 | 3 | 9 | 3 | 3 | 1 | 2 | May 21, 2002       | Hoyns               |  |  |  |
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|  |      | 6 | 4 | 4 | 5 | 9 | 4 | 4 | September 3, 2002  | Ostrovsky           |  |  |  |
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|  |      | 5 | 9 | 2 | 0 | 3 | 9 | 0 | July 6, 1999       | Farahi et al.       |  |  |  |
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|  |      | 5 | 8 | 4 | 7 | 8 | 2 | 7 | December 8, 1998   | Fercher             |  |  |  |
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|  | 2002 | 0 | 1 | 9 | 8 | 4 | 5 | 7 | December 26, 2002  | Tearney et al.  |  |  |  |
|  |      | 5 | 4 | 9 | 1 | 5 | 2 | 4 | February 13, 1996  | Hellmuth et al. |  |  |  |
|  |      | 6 | 6 | 8 | 0 | 7 | 8 | 0 | January 20, 2004   | Fee             |  |  |  |
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|  |      | 5 | 6 | 2 | 3 | 3 | 3 | 6 | April 22, 1997     | Raab et al.     |  |  |  |
|  |      | 5 | 2 | 6 | 2 | 6 | 4 | 4 | November 16, 1993  | Maguire         |  |  |  |
|  |      | 6 | 9 | 8 | 0 | 2 | 9 | 9 | December 27, 2005  | de Boer         |  |  |  |
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